

12827

TO: Board of Acquisition and Contract

FROM: John J. Hsu, P.E.
Commissioner of Public Works

DATE: July 19, 2010

SUBJECT: AGREEMENT NO. 10-930
Authority to Enter into an Agreement with the State of New York
For the Rehabilitation of the Ashford Avenue Bridge over Saw Mill River, Saw Mill River
Parkway, I-87 and the South County Trailway (BINs 5348380 & 534838A), Villages of
Ardsley and Dobbs Ferry, Westchester County, New York

Authority is requested for the County of Westchester to enter into an Agreement with the State of New York, wherein the County shall undertake the engineering phase of this project utilizing 100% County (non-federal funds) of up to \$660,000.00 which has already been bonded. It should be noted that in 2014 the State shall provide federal funds for a portion of the construction phase of this project in a sum not to exceed \$4,080,000.00 of the eligible cost for the Rehabilitation of the Ashford Avenue Bridge over Saw Mill River, Saw Mill River Parkway, I-87 and the South County Trailway (BINs 5348380 & 534838A), Villages of Ardsley and Dobbs Ferry, Westchester County, New York.

This project is in the public's best interest in that successful completion of the project will increase motorist safety through the rehabilitation of a substandard bridge. Likewise, the use of federal funds reduces the impact of this project on the local tax base. Energy and environmental effects are positive as closure of the bridge would result in significant detours and congestion.

The County is responsible for undertaking all phases, including the payment in the first instance of one hundred (100) percent of the federal and non-federal funds for the preliminary engineering, detailed design, construction and construction inspection phases of this project, following federal and New York State guidelines and procedures to insure reimbursement. Supplemental Agreements will be required by the New York State Department of Transportation ("NYSDOT") to amend this Agreement, as the project progresses towards completion in order for the County to receive Federal funds and/or State funds for the construction phase. The Proposed 5 Year Capital Program 2011-2015 has been updated to reflect receipt of additional federal and State funds, which will reduce the County funds required for this project.

The Congress of the United States has provided for the apportionment of Federal Aid Highway funds to the State for the purposes of carrying out Federal Aid Highway Projects pursuant to the applicable sections of Title 23, US Code, as amended, and the New York State Highway Law authorizes the Commissioner of Transportation of the State of New York to use monies of the Federal Government available under the Federal Aid Highway Acts and provides for the consent to and approval by Westchester County of any project under the Federal-Aid Highway Program, which is not on the State Highway System.

This Department will track scheduling and accomplishments during construction to insure the successful completion of this project.

The proposed form of Resolution to accomplish the foregoing is attached hereto.

RESOLUTION

Upon communication from the Commissioner of Public Works,

WHEREAS, the County shall be responsible for undertaking the engineering, construction and construction inspection phases for the Rehabilitation of the Ashford Avenue Bridge over Saw Mill River, Saw Mill River Parkway, I-87 and the South County Trailway (BINs 5348380 & 534838A), Villages of Ardsley and Dobbs Ferry, Westchester County, New York, following federal and New York State guidelines and procedures; and

WHEREAS, the Congress of the United States has provided for the apportionment of Federal Aid Highway funds to the State for the purposes of carrying out Federal Aid Highway Projects pursuant to the applicable sections of Title 23, US Code, as amended; and the New York State Highway Law authorizes the Commissioner of Transportation of the State of New York to use monies of the Federal Government available under the Federal Aid Highway Acts and provides for the consent to and approval by Westchester County of any project under the Federal Aid Highway Program which is not on the State Highway System; and

WHEREAS, the County of Westchester is responsible for the first instance of all funds, to progress this project through the various stages following federal and New York State guidelines and procedures to insure reimbursement; now, therefore be it

RESOLVED, that the County of Westchester be, and hereby is authorized to enter into an Agreement with the State of New York providing that the County shall provide 100% of the engineering funds, and in 2014 the State shall provide federal funds in a sum not to exceed \$4,080,000.00, for a portion of the construction phase for Rehabilitation of the Ashford Avenue Bridge over Saw Mill River, Saw Mill River Parkway, I-87 and the South County Trailway (BINs 5348380 & 534838A), Villages of Ardsley and Dobbs Ferry, Westchester County, New York; and be it further

RESOLVED, that the County Executive or his duly appointed designee be, and hereby is, authorized to take such actions and execute such documents as may be necessary and appropriate to effect the purposes hereof.

Agreement No. 10-930

Account to be Charged/Credited	Fund	Dept.	Major Program, Program & Phase Or Unit	Object/ Sub Object	Trust Account	Dollars

Budget Funding Year(s) 2010 Start Date 10/01/10 End Date 9/30/2020
 (must match resolution)

Funding Source: Tax Dollars \$0.00 Contractor Federal I.D. No./ Social Security No.: _____
 State Aid \$0.00
\$0.00 Federal Aid \$0.00 Vendor No.: 991642
 (must match resolution) Other _____ Encumbrance No.: _____